



FEDERAL ELECTION COMMISSION  
WASHINGTON, D C 20463

APR 01 2005

**CERTIFIED MAIL**  
**RETURN RECEIPT REQUESTED**

Todd W. Singer, Esq.  
Harris, McMahan, Peters, Thompson & Stall  
Suite 900  
1800 South Baltimore  
Tulsa, OK 74119-5223

RE: MUR 5479  
Friends of Wortman for Congress and Hedin E.  
Daubenspeck, in his official capacity as treasurer  
Wortman Central Air Conditioning Company

Dear Mr. Singer:

This is in reference to the complaint you filed with the Federal Election Commission on July 8, 2004, concerning Friends of Wortman for Congress and Hedin E. Daubenspeck, in his official capacity as treasurer ("the Committee") and the Wortman Central Air Conditioning Company ("the Company"). Based on that complaint, on March 9, 2005, the Commission determined to take no action with respect to allegations that the Committee and the Company violated 2 U.S.C. § 441b(a), a provision of the Federal Election Campaign Act of 1971, as amended ("the Act"), but found that there was reason to believe the Committee violated 2 U.S.C. § 434(b) by failing to report as an in-kind contribution from the candidate the non-discounted portion of the rent for the use of Mr. Wortman's building. In addition, the Commission found reason to believe that the Committee violated 2 U.S.C. § 441d(a)(1) by failing to include a disclaimer on its website stating who had paid for the website. However, after considering the circumstances of this matter, the Commission determined to take no further action against the Committee and closed the file in this matter on March 9, 2005. At the same time, the Commission admonished the Committee that failing to report in-kind contributions is a violation of 2 U.S.C. § 434(b), and that failing to include disclaimers on the Committee's website is a violation of 2 U.S.C. § 441d(a)(1).

Documents related to the case will be placed on the public record within 30 days. *See* Statement of Policy Regarding Disclosure of Closed Enforcement and Related Files, 68 Fed. Reg. 70,426 (Dec. 18, 2003). Copies of the dispositive General Counsel's Report and other documents are enclosed for your information.

The Act allows a complainant to seek judicial review of the Commission's dismissal of

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this action. See 2 U.S.C. § 437g(a)(8).

If you have any questions, please contact me at (202) 694-1650.

Sincerely,



Ruth Heilizer  
Attorney

Enclosures

General Counsel's Report dated March 4, 2005

Certification dated March 9, 2005

Memorandum to the Commission dated March 21, 2005

Corrected Certification dated March 23, 2005

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